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Attorney for Defendant  
WEN BING LEI

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,  
  
Plaintiff,  
  
v.  
  
WEN BING LEI,  
  
Defendant.

No. 15-cr-71548-SK

**STIPULATION AND ~~Proposed~~ ORDER TO  
CONTINUE HEARING AND TO EXCLUDE  
TIME**

Date: January 3, 2017  
Time: 9:30 a.m.

This matter is set for before this Court on January 3, 2017 for a preliminary hearing or indictment. The parties request that this matter be continued January 31, 2017 at 9:30 a.m. to allow the parties additional time to discuss whether they can reach a pre-indictment resolution of the case. The parties request that the Court exclude time between January 3, 2017 and January 31, 2017 for effective preparation of defense counsel, taking into account the exercise of due diligence, and pursuant to 18 U.S.C. §§ 3161(h)(7)(A) and (B)(iv). The extension is not sought for delay, and the parties agree that the ends of justice served by granting the continuance outweigh the best interests of the public and the defendant in a speedy trial.

Dated: December 19, 2016

Brian J. Stretch  
United States Attorney

/s/ \_\_\_\_\_  
William Frentzen  
Assistant United States Attorney

1 Dated: December 19, 2016

2 /S/  
3 Mark R. Vermeulen  
4 Attorney for Defendant  
5 WEN BING LEI

6 ORDER

7 IT IS HEREBY ORDERED that this matter is continued to January 31, 2017 at 9:30 a.m. for  
8 preliminary hearing or indictment.

9 IT IS FURTHER ORDERED that time between January 3, 2017 and January 31, 2017 is  
10 excluded pursuant to the Speedy Trial Act for effective preparation of defense counsel, taking into  
11 account the exercise of due diligence, and pursuant to 18 U.S.C. §§ 3161(h)(7)(A) and (B)(iv). Based  
12 upon the parties' stipulation, the Court finds that the extension is not sought for delay, and the ends of  
13 justice served by granting the continuance outweigh the best interests of the public and the defendant in  
14 a speedy trial.

15 IT IS SO ORDERED.

16 Dated: December 19 2016

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19 Maria-Elena James  
20 United States Magistrate Judge  
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